

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **June 5, 2013**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Perry, Reyes, Zine and President Wesson (10); Absent: Buscaino, Englander, Parks and Rosendahl (4); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
May 31, 2013

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGES 18 & 19

PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -
An opportunity for public testimony was provided.

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (10); Absent: BUSCAINO, ENGLANDER, PARKS, ROSENDAHL (4)

[13-0170-S21](#)

HEARING PROTESTS relative to an Office of Finance report requesting approval to record a lien against a taxpayer for unpaid taxes.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance to record a lien for unpaid taxes in the amount stated, pursuant to Los Angeles Municipal Code Section 21.15(o) for the following: Nikoo Manufacturing Inc. (Lien: \$31,722.49)

ITEM NO. (2) - ADOPTED

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[12-1961](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Vineland Avenue and Kittridge Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 20, 2013)

(Continued from Council meeting of May 15, 2013)

Items for Which Public Hearings Have Been Held - Items 3-8

ITEM NO. (3) - MOTION ADOPTED - FORTHWITH - SEE FOLLOWING

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[13-0556](#)
CD 9

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to proposed amendments to the Los Angeles Memorial Coliseum Management Agreement.

(Arts, Parks, Health, and Aging Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

RECEIVED AND FILED

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to a review of proposed amendments to the Los Angeles Memorial Coliseum Management Agreement currently pending before the Los Angeles Memorial Coliseum Commission.

Recommendation for Council action:

REQUEST the Los Angeles Memorial Coliseum Commission to amend Section 4 of the proposed "Amended and Restated Los Angeles Memorial Coliseum Management Agreement of 2013" such that the Council President shall appoint one alternate who, acting in an individual capacity, shall have the authority to attend, participate in any meeting of the Coliseum Commission and, when the regular member for whom the alternate serves is absent from said meeting, vote at said meeting.

Fiscal Impact Statement: Neither the Chief Legislative Analyst or the City Administrative Officer has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ADOPTED

MOTION (GARCETTI - WESSON)

Recommendation for Council action:

ADOPT the City's position relative to the City's member on the Coliseum Commission as follows: The Mayor shall appoint the City's member subject to confirmation by the City Council, the Council President shall appoint the alternate to the City's member.

ITEM NO. (4) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted as Amended, Ayes (12); Absent: ENGLANDER, PARKS (2)

[12-0600-S179](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the Year-End (Third) Financial Status Report for Fiscal Year 2012-13.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to the Year-End (Third) Financial Status Report (FSR) for Fiscal Year (FY) 2012-13.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

- 1. APPROVE recommendations of the City Administrative Officer (CAO) contained in the Year-End (Third) FSR dated May 30, 2013, attached to the Council file.**
- 2. INSTRUCT the City Clerk to place on the Council Agenda for the first regular Council meeting on or after JULY 1, 2013, the instructions contained in CAO recommendation numbers 7, 8, 13, 21, 60, and 68.**
- 3. INSTRUCT the City Clerk to place on the Council Agenda for the first regular Council meeting on or after JULY 1, 2013, the following instruction:**
 - a. Reappropriate unspent funds totaling \$500,000 from the Unappropriated Balance, Account No. 000134, Fire - Third Party Review of Resource Deployment, in the same amount and into the same account as exists on June 30, 2013, for a third-party review of the Fire Department's deployment of resources.**

Authorize the CAO to negotiate and execute a personal services contract for a third-party review of the Fire Department's deployment of resources, subject to the approval of the City Attorney.

- b. Reappropriate an amount not to exceed \$34,180.89 from the unencumbered balance remaining in the Fire Department Fund 100/38, Account No. 006020, Operating Supplies, in the same amount and into the same account as exists on June 30, 2013, for the Remote Automated Weather Station.
 - c. Reappropriate an amount not to exceed \$25,540 from the unencumbered balance remaining in the Fire Department Fund 100/38, Account No. 006020, Operating Supplies, in the same amount and into the same account as exists on June 30, 2013, for Fire Stations in Council District Seven.
4. **INSTRUCT** the City Clerk to place on the Council Agenda for the first regular Council meeting on or after JULY 1, 2013, the following instruction:
Reappropriate unspent funds totaling \$20,000 from General City Purposes Fund 56, Account No. 000202, National League of Cities, in the same amount and into the same account as exists on June 30, 2013.
5. **AUTHORIZE** the Controller to make the following transfers:
 - a. \$53,000 from the Street Furniture Fund 43D/50, CD 1 to Council Fund 100/28, Salaries As Needed Account No. 001070, CD 1.
 - b. \$275,000 from AB1290 Fund 53P, Account No. 281214, CD 14 to Council Fund 100/28, Salaries As Needed Account No. 001070, CD 14.
 - c. \$288,000 from Street Furniture Fund 43D/50, CD 7 (\$150,000), AB1290 Fund 53P, Account No. 281207, CD 7 (\$22,000) and General City Purposes Fund 100/56, Community Services Account, CD 7 (\$116,000) to Council Fund 100/28, Salaries As Needed Account No. 001070, CD 7.
6. **APPROPRIATE** \$68,056 from the Unappropriated Balance - Reserve for Economic Uncertainties to Council Fund 100/28, Salaries As Needed Account No. 1070 for reimbursements received from the U.S. Geological Survey for CD 12 staff costs during FY 2011-12 that reverted to the Reserve Fund.
7. **INSTRUCT** the Chief Legislative Analyst to submit technical corrections, as necessary, to accomplish the intent of the above actions and **AUTHORIZE** the Controller to make such transfers.
8. **INSTRUCT** the Bureau of Street Services, to work with the CAO and Controller, to review accounting procedures within the Bureau and report back to the Budget and Finance Committee in 30 days and, monthly thereafter, on steps implemented to resolve any accounting issues.

Fiscal Impact Statement: The CAO reports that based on preliminary estimates, \$4.28 million in expenditure shortfalls and major unbudgeted expenses are identified in this report. Transfers, appropriations and other adjustments totaling approximately \$84 million are recommended in Sections 1 and 2. Included in these recommendations is the re-authorization of \$9.8 million in Municipal Improvement Corporation of Los Angeles (MICLA) financing.

Debt Impact Statement: The CAO reports that the issuance of MICLA bonds is a General Fund obligation. The re-authorization to use MICLA financing is provided for in the Adopted Budget. It is estimated that the City will need to borrow a total of \$11,076,000 (includes cost of equipment, costs of issuance, and debt service reserve fund) at a 5 percent interest rate. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. The CAO cannot predict what interest rates will be in the future. The total estimated debt service is \$14,210,000 which includes the borrowing amount and interest (\$3,134,000). During the life of the bonds, the estimated average annual debt service is \$1,421,000 over 10 years.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (REYES - PERRY)

Recommendation for Council action:

TRANSFER/APPROPRIATE \$500,000 in the AB1290 Fund No. 53P, Account No. 281201 (CD 1 Redevelopment Projects - Services) to the ~~Mayor's Fund No. 100/46, Account No. 1010 (Salaries - General) for continued support to GRYD programs.~~ GCP for LA River Projects to be administered by the Office of the Mayor.

ITEM NO. (5) - ADOPTED - FORTHWITH

Adopted, Ayes (12); Absent: PARKS, ROSENDAHL (2)

[12-0647-S1](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to modification of the Foreclosure Registry Ordinance to provide proactive enforcement of the Los Angeles Foreclosure Registry Program.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to proactive enforcement of the Los Angeles Foreclosure Registry.

Recommendations for Council action:

- 1. APPROVE** the proactive enforcement of the Foreclosure Registry using Los Angeles Housing Department (LAHD) and Los Angeles Department of Building and Safety (LADBS) personnel to conduct inspections of select properties on the Foreclosure Registry.

2. **APPROVE** revisions to the Foreclosure Registry Program, including adding monthly inspection and reporting requirements for responsible parties, and other revisions as described in the Chief Legislative Analyst (CLA) report dated May 17, 2013, attached to Council file No. 12-0647-S1.
3. **REQUEST** the City Attorney to:
 - a. Prepare an opinion on whether or not the City can require responsible parties to maintain Notice of Default (NOD) Vacant properties and hold them accountable for the conditions of these properties under the new Proactive Foreclosure Registry Program.
 - b. Prepare an opinion on whether or not the City can require responsible parties to maintain NOD Tenant Occupied Multifamily properties whose owners have abandoned and hold the responsible parties accountable for the conditions of these properties under the new Proactive Foreclosure Registry Program.
4. **REQUEST** the City Attorney, with the assistance of the CLA, the LAHD, and the LADBS, to prepare and present an amendment to the Foreclosure Registry Program Ordinance (No. 181185) within 30 days to include proactive inspections of select properties on the Foreclosure Registry, inspection and reporting requirements, other revisions discussed in the CLA report dated May 17, 2013, and other such revisions necessary to ensure a successful program consistent with the intent of the City Council; and include provisions for additional fees if the LADBS has to make subsequent inspections.
5. **INSTRUCT** the LAHD and the LADBS to report to the City Council quarterly on the Foreclosure Registry Program's efforts to mitigate foreclosure blight and the status of foreclosures in the City of Los Angeles.
6. **REQUEST** the LADBS to report in six months in regard to the effectiveness of the cost recovery fee analysis and verify if it is consistent with the current \$274.33 fee.
7. **DIRECT** the CLA, City Administrative Officer (CAO), Los Angeles Police Department, Los Angeles Fire Department, LADBS, and all relevant City entities and **REQUEST** the City Attorney to report in two weeks in regard to moving forward with the implementation of full cost recovery.
8. **DIRECT** the LADBS to report in six months with a cost recovery fee analysis on whether the \$274.33 fee is sufficient to cover the LADBS' inspection costs.
9. **DIRECT** the LAHD to report in two weeks on the status of the Foreclosure Registry fund.

Fiscal Impact Statement: The CLA reports that the Foreclosure Registry Program will have no impact on the General Fund if the Council approves the Foreclosure Registry Inspection Fee as proposed and included in the Mayor's Proposed Fiscal Year 2013-14 Budget. The existing LAHD registry fee and inspection fee will fund ongoing LAHD registry and inspection costs.

Community Impact Statement: None submitted.

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)
(Item Nos. 6-7)

ITEM NO. (6) - ADOPTED

[13-0380-S1](#)

CD 12

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT and RESOLUTION relative to authorization to issue up to \$13,000,000 in tax-exempt multi-family mortgage revenue bonds for the Coral Wood Court Apartments Project located at 8025-39 Reseda Boulevard, Los Angeles.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to authorization to issue up to \$13,000,000 in tax-exempt Multi-family Mortgage Revenue Bonds for the Coral Wood Court Apartments Project, located at 8025 - 8039 Reseda Boulevard, Los Angeles.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

- 1. ADOPT** the RESOLUTION attached to the City Administrative Officer (CAO) report dated June 4, 2013 [attached to Council file (C.F.) No. 13-0380-S1] authorizing the issuance of up to \$13,000,000 in tax-exempt multi-family mortgage revenue note for the development of the Coral Wood Court Apartments Project (Project).
- 2. APPROVE** the related Project bond documents, attached to the Los Angeles Housing Department (LAHD) Transmittal dated May 9, 2013 (attached to C.F. No.13-0380-S1), subject to the approval of the City Attorney as to form.
- 3. AUTHORIZE** the General Manager, LAHD, or designee, to negotiate and execute the Project bond documents, subject to the approval of the City Attorney as to form.

Fiscal Impact Statement: The CAO reports that there is no impact to the General fund. The City bears no financial responsibility for repayment of the bond. Approval of the recommendations will enable the Coral Wood Court Apartments Project to secure funding to purchase and rehabilitate an affordable housing development. The recommendations are in accordance with the City's Debt Management Policy in that no City funds are being used to issue the bonds or to support the Project and the debt is solely secured by the nonprofit organization.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

[13-0422-S1](#)

CD 4

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT and RESOLUTION relative to authorization to issue up to \$9,100,000 in tax-exempt multi-family mortgage revenue bonds for the Orange Wood Court Apartments Project located at 5050 North Sepulveda Boulevard, Sherman Oaks.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to authorization to issue up to \$9,100,000 in tax-exempt Multi-family Mortgage Revenue Bonds for the Orange Wood Court Apartments Project, located at 5050 North Sepulveda Boulevard, Sherman Oaks.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

- 1. ADOPT the RESOLUTION attached to the City Administrative Officer (CAO) report dated June 4, 2013 [attached to Council file (C.F.) No. 13-0422-S1] authorizing the issuance of up to \$9,100,000 in tax-exempt multi-family mortgage revenue note for the development of the Orange Wood Court Apartments Project (Project).**
- 2. APPROVE the related Project bond documents, attached to the Los Angeles Housing Department (LAHD) Transmittal dated May 9, 2013 (attached to C.F. No. 13-0422-S1), subject to the approval of the City Attorney as to form.**
- 3. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute the Project bond documents, subject to the approval of the City Attorney as to form.**

Fiscal Impact Statement: The CAO reports that there is no impact to the General fund. The City bears no financial responsibility for repayment of the bond. Approval of the recommendations will enable the Orange Wood Court Apartments Project to secure funding to purchase and rehabilitate an affordable housing development. The recommendations are in accordance with the City's Debt Management Policy in that no City funds are being used to issue the bonds or to support the Project and the debt is solely secured by the nonprofit organization.

Community Impact Statement: None submitted.

ITEM NO. (8) - REFERRED BACK TO PLANNING AND LAND USE MANAGEMENT COMMITTEE

Adopted to Refer, Unanimous Vote (10); Absent: BUSCAINO, ENGLANDER, PARKS, ROSENDAHL (4)

[13-0101](#)

CD 3

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM LOS ANGELES CITY PLANNING COMMISSION relative to appeals filed by REW DeSoto Partners, LLC and Josh Vasbinder on behalf of Warner 2D/E/P, LLC from part of the decision of the Advisory Agency in approving the modification of Vesting Tentative Tract No. 69061-M1, composed of two lots located at 6205-19 De Soto Avenue, Woodland Hills, 91367, for the proposed construction of a maximum of 707 residential apartment units, including 312 senior apartment units and 395 market rate apartment units, subject to modified Conditions of Approval.

Applicant: Warner 2D/E/P, LLC
Representative: Fred Gaines, Gaines and Stacey LLP
Case No. VTT-69061-M1-1A

TIME LIMIT FILE - JUNE 19, 2013

(LAST DAY FOR COUNCIL ACTION - JUNE 19, 2013)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

(Continued from Council meeting of May 15, 2013)

Items for Which Public Hearings Have Not Been Held - Items 9-17

(10 Votes Required for Consideration)

ITEM NO. (9) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[12-1634](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Section 62.138(e) of the Los Angeles Municipal Code (LAMC) to remove the time restrictions for overload vehicles in the Central Traffic District for travel beginning or ending in the Central Traffic District.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE to amend Section 62.138(e) of the LAMC to remove the time restrictions for overload vehicles in the Central Traffic District for travel beginning or ending in the Central Traffic District.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Public Works and Jobs and Business Development Committees waived consideration of the above matter)

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, PARKS, ROSENDAHL (4)
(Item Nos. 10a-10g)

ITEM NO. (10) - ADOPTED

[13-0005-S349](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of May 29, 2013:

[13-0005-S349](#)

CD 1

- a. Property at 1229 South Fedora Street (Case No. 413269).
Assessor I.D. No. 5078-034-007

[13-0005-S350](#)

CD 9

- b. Property at 1402 East 57th Street (Case No. 333280).
Assessor I.D. No. 5104-028-001

[13-0005-S351](#)

CD 9

- c. Property at 1402 East 57th Street (Case No. 365498).
Assessor I.D. No. 5104-028-001

[13-0005-S352](#)

CD 9

- d. Property at 8218 South Wall Street (Case No. 402355).
Assessor I.D. No. 6030-008-032

[13-0005-S353](#)

CD 11

- e. Property at 16174 West Sunset Boulevard (Case No. 105944).
Assessor I.D. No. 4414-001-012

[13-0005-S354](#)

CD 15

- f. Property at 1208 East Colon Street (Case No. 8371).

[13-0005-S355](#)

CD 15

- g. Property at 1208 East Colon Street (Case No. 348716).
Assessor I.D. No. 7426-016-027

ITEM NO. (11) - ADOPTED

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[10-0366](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the 2012-13 Anti-Human Trafficking Task Force Program grant award.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Chief, Los Angeles Police Department (LAPD), or designee, to:
 - a. Accept the 2012-13 Anti-Human Trafficking Task Force Program grant in the amount of \$200,000 for the period of October 1, 2012, through September 30, 2013, from the California Emergency Management Agency.
 - b. Negotiate and execute the grant award agreement on behalf of the City and submit all necessary documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.
 - c. Negotiate and execute a Professional Services Agreement on behalf of the City, with the Coalition to Abolish Slavery and Trafficking to provide comprehensive human trafficking victim services, for the period of October 1, 2012 through September 30, 2013, for an amount not to exceed \$50,000, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the LAPD to:
 - a. Spend up to the grant amount of \$200,000 in accordance with the grant agreement.
 - b. Submit grant reimbursement requests to the grantor and deposit grant receipts in Fund 339/70, account number to be determined.
3. AUTHORIZE the Controller to:
 - a. Establish a grant receivable in Fund 339 in the amount of \$200,000 and establish an appropriation account, account number to be determined, titled "2012-13 Anti-Human Trafficking Task Force Program" within Fund 339/70.
 - b. Increase appropriations, as needed, from Fund No. 339/70, 2012-13 Anti-Human Trafficking Task Force Program, account number to be determined, to Fund No. 100/70 in the accounts and amounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001092	Overtime Sworn	\$73,815.00
001090	Overtime General	\$9,147.75
001010	Salaries General	\$15,465.75

- c. Transfer appropriation within Fund 339/70, for related costs for the 2012-13 Anti-Human Trafficking Task Force Program:

<u>Account</u>	<u>Amount</u>
From: to be determined	\$5,991.75

<u>Account</u>	<u>Amount</u>
To: Related Costs	\$5,991.75

4. INSTRUCT the City Clerk to place on the Council agenda on **JULY 1, 2013**, or the first meeting day thereafter, the following instructions:

- a. Authorize the Controller to increase appropriations, as needed, from Fund No. 339/70, 2012-13 Anti-Human Trafficking Task Force Program, account number to be determined, to Fund No. 100/70 in the accounts and amounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001092	Overtime Sworn	\$24,605.00
001090	Overtime General	\$3,049.25
001010	Salaries General	\$5,155.25

- b. Authorize the Controller to transfer appropriation within Fund 339/70, for related costs for the 2012-13 Anti-Human Trafficking Task Force Program:

<u>Account</u>	<u>Amount</u>
From: to be determined	\$1,997.25

<u>Account</u>	<u>Amount</u>
To: Related Costs	\$1,997.25

5. AUTHORIZE the LAPD to prepare Controller's instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of this grant will reimburse the City for 30 percent of the cost of one Police Service Representative II position. The remaining 70 percent will be funded by existing budgeted resources within the LAPD.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[09-2996](#)

COMMUNICATION FROM THE CONTROLLER relative to follow-up correspondence in connection with the Controller's report entitled "Review of Volume Discounts for Commodity Contracts".

Recommendation for Council action:

NOTE and FILE the February 24, 2011 Controller report relative to follow-up correspondence in connection with the Controller's report entitled "Review of Volume Discounts for Commodity Contracts".

Fiscal Impact Statement: Not applicable

Community Impact Statement: None submitted.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (13) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[13-0600-S129](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and RESOLUTION relative to the 2013 Tax and Revenue Anticipation Notes for Fiscal Year 2013-14.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

ADOPT the accompanying authorizing RESOLUTION, and related documents, authorizing the issuance of the 2013 Tax and Revenue Anticipation Notes in an amount not to exceed \$1.4 billion.

Fiscal Impact Statement: The CAO reports that the proposed 2013 Tax and Revenue Anticipation Notes financing would result in estimated net savings of \$23.4 million to the City's General Fund. The estimated total debt service cost is \$1.36 billion and will be repaid on each maturity date from collected General Fund revenues and taxes, and interest earnings from the investment of proceeds and revenues and taxes set aside during the fiscal year. These recommendations are in compliance with the City's Financial Policies.

Debt Impact Statement: The CAO reports that there is no impact to the City's debt capacity as this transaction represents a short-term borrowing to be repaid within the same fiscal year.

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (14) - ADOPTED

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[13-0002-S77](#)

CONSIDERATION OF RESOLUTION (HUIZAR - REYES) relative to the City's position to support Assembly Bill (AB) 60 (Alejo), The Safe and Responsible Driver Act.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program, SUPPORT for AB 60 (Alejo) The Safe and Responsible Driver Act, which aims to make our roads safer by providing the opportunity for all residents, regardless of immigration status, to obtain a driver's license that is economically fair and accessible to everyone. AB 60 further provides a form of identification, does not put people at risk of detention and deportation and respects the confidentiality of personal information.

Community Impact Statement: None submitted.

(Rules, Elections and Intergovernmental Relations Committee waived consideration of the above matter)

**Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, PARKS, ROSENDAHL (4)
(Item Nos. 15-16)**

ITEM NO. (15) - ADOPTED

[03-0010-S29](#)

MOTION (PERRY - PARKS) relative to reinstating the reward offer for information leading to the identification, apprehension, and conviction of the sexual predator dubbed the "Teardrop Rapist" for an additional six months.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

REAFFIRM Council's findings and REINSTATE the reward offer relative to the sexual predator dubbed the "Teardrop Rapist" (Council action of April 25, 2013, Council file No. 03-0010-S29) and that the reward offer be reinstated for an additional six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (16) - ADOPTED

[13-0010-S12](#)

MOTION (PERRY - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for death of Stephon Kelly on April 12, 2013.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Stephon Kelly on April 12, 2013.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19,

of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (17) - ADOPTED

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

[13-0659](#)

CD 9

MOTION (PERRY - PARKS) relative to installing street banners announcing the 2013 IDEA World Fitness Convention on August 7-11, 2013.

Recommendations for Council action:

1. APPROVE the street banner program coordinated by the Los Angeles Tourism and Convention Board announcing the 2013 IDEA World Fitness Convention, as a City of Los Angeles Event, for the period of August 7-11, 2013.
2. APPROVE the content of the street banners for the above specified event.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

Closed Session - Item 18

ITEM NO. (18) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Adopted in Open Session, Ayes (10); Absent: BUSCAINO, ENGLANDER, PARKS, ROSENDAHL (4)

[13-0516](#)

The Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Moises Fernandez, et al. v. City of Los Angeles, United States District Court Case No. CV10-05401 DDP (MAN). (This matter arises from an incident involving members of the Los Angeles Police Department on April 13, 2009, in Los Angeles, California)

(Budget and Finance Committee waived consideration of the above matter)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

Recommendations for Council action, **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. **AUTHORIZE the City Attorney to expend a total of \$220,000 in settlement of the above-entitled matter from City Attorney Fund 100/59, Account No. 009770.**

2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount and payable to Law Offices of Sanford M. Passman and Moises Fernandez, Magdalena Fernandez and Rodolfo Fernandez.**
3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

Mayor's Veto Message - Item 19

ITEM NO. (19) - NO ACTION TAKEN

13-0600

CONTINUED CONSIDERATION OF THE MAYOR'S VETO MESSAGE, upon receipt, pursuant to Charter Section 315. City Council has five days, excluding Saturdays, Sundays, and holidays, upon receipt of the Mayor's veto to overcome such action of the Mayor relative to any item or items of the budget.

(The Mayor has until June 5, 2013 to submit his Veto Message to the City Council, pursuant to Charter Section 314.)

RECONSIDERATION OF ITEM NO. 3 FROM COUNCIL MEETING OF TUESDAY, JUNE 4, 2013

ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: ENGLANDER, PARKS (2)

12-1670

STATUTORY/CATEGORICAL EXEMPTIONS, HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to proposed Proposition K Assessment for Fiscal Year (FY) 2013-14 and related actions.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. **WITH respect to the projects in List 1 of Attachment 8 of the May 6, 2013 L.A. for Kids Steering Committee report and attached to the Council file:**
 - a. **Find that each of these projects is STATUTORILY OR CATEGORICALLY exempt from the California Environmental Quality Act under the applicable State and City CEQA Guidelines.**
 - b. **Direct the Department of Recreation and Parks (RAP) and/or the Bureau of Engineering (BOE) to prepare Notice(s) of Exemption or Notice(s) of Determination reflecting Council's actions and file such notices with the City and County Clerks within five working days of the City Council's final action confirming the 2013-14 Assessment and Engineer's Report.**

2. WITH respect to the projects in List 3 of Attachment 8 of the May 6, 2013 L.A. for Kids Steering Committee report and attached to the Council file:

Acknowledge that the City Council's action is exempt from CEQA under Article II, section 2.i of the City's CEQA guidelines, because the underlying project has already been evaluated and processed in accordance with the City CEQA Guidelines.

3. WITH respect to the projects in List 5 of Attachment 8 of the May 6, 2013 L.A. for Kids Steering Committee report and attached to the Council file:

Acknowledge that these are projects that may be considered for funding after CEQA compliance. No further action is required at this time.

4. PRESENT and ADOPT the accompanying ORDINANCE Confirming the Assessment, as prepared and transmitted by the City Attorney, confirming the assessments and approving the diagram for the District for Fiscal Year 2013-14.
5. INSTRUCT the City Engineer to record a Notice of Assessment with the County Recorder.
6. APPROVE the 2013-14 Five Year Plan for the L.A. for Kids Program and related schedules, as set forth in Attachments 1, 2, 3, 4 and 7 of the May 6, 2013 L.A. for Kids Steering Committee report and attached to the Council file.
7. APPROVE the 2013-14 allocation of administrative funds up to the following amounts within Proposition K Fund 43M:

<u>Department</u>	<u>Amount</u>
PW/Bureau of Engineering	\$278,083
PW/Board Office of Accounting	136,457
Office of the City Administrative Officer	97,000
Office of the Chief Legislative Analyst	<u>33,356</u>
Total	\$544,896

8. INSTRUCT the Information Technology Agency to prepare and transmit the necessary computer tape or compact disk, as appropriate, to the County containing the assessment levy information confirmed by the City Council for FY 2013-14 for each parcel in the Assessment District.
9. AUTHORIZE the City Engineer to negotiate and execute Proposition K grant agreements with grantees that are recommended for 2013-14 project allocations (Attachment 1 of the May 6, 2013 L.A. for Kids Steering Committee report and attached to the Council file), except for competitive projects awarded to City departments, subject to approval of the City Attorney.
10. AUTHORIZE the Controller to:
 - a. Set up accounts for the 2013-14 Proposition K assessment in the following Funds pursuant to instructions to be provided by the City Administrative Officer: Proposition

K Projects Fund No. 43K; Proposition K Maintenance Fund No. 43L; and Proposition K Administration Fund No. 43M.

- b. Increase the 2013-14 appropriations for the Information Technology Agency by \$50,000 from Proposition K Fund 43K110, Account No. (TBD) - Information Technology Agency to Fund 100/32, Account 9350 Communication Service Request.**
 - c. Transfer cash from Proposition K Fund 43K110 on as-needed basis upon proper documentation from the Information Technology Agency and approval by the BOE Program Managers and the CAO.**
- 11. INSTRUCT the City Engineer, CAO, CLA and Board of Public Works, Office of Accounting to submit journal voucher requests supported by documentation of work order charges for program administrative and project construction management staffing costs to the CAO.**
 - 12. INSTRUCT the Department of General Services to submit expenditure reports to BOE, RAP, and CAO on a monthly basis.**
 - 13. AUTHORIZE the City Engineer to make technical corrections to the City Engineer's Report to reflect the intent of this Council action.**

(Pursuant to Council action of May 17, 2013)

MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

[13-0701](#)

MOTION (ROSENDAHL - KORETZ) relative to a grant fund public bicycle repair stations.

[13-0702](#)

MOTION (REYES - ALARCON) relative to Arts Corps LA (ACLA) to develop the spiraling Orchard Green Building Project in Council District One.

[13-0010-S13](#)

MOTION (KREKORIAN - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Frank Whitehead on October 20, 2005.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[13-0004-S1](#) - Julie Adams

LaBonge - Garcetti

Ruth Shavit, Co-Executive Director
Silverlake Independent Jewish Community Center

LaBonge - Garcetti

115th Anniversary of Philippine Independence

LaBonge - Buscaino - Huizar

Battalion Chief James F. Cairns
Los Angeles Fire Department

LaBonge - Buscaino

Pedro "Fred" Rivera

Garcetti - LaBonge

Lambda Legal

Garcetti - Koretz - Alarcón

**At the conclusion of this day's Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:**

[13-0003-S1](#) - Lisa Scott

LaBonge - All Councilmembers

**Alarcón, Buscaino, Englander, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Perry, Reyes, Zine and
President Wesson (12); Absent: Parks and Rosendahl (2); Vacant: Council District Six**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL